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In re Patent No. 6,841,777 :
Issued January 11, 2005 :
Application Number: 10/664,718 :
Filing Date: September 17, 2003 :
Attorney Docket Number: B1180/20019 :

OFFICE OF PETITIONS

DECISION ON PETITION

This is a decision on the request for reconsideration filed December 29, 2005, under 37 CFR 1.183, to issue the patent in the name of the assignee. The petition is treated under 37 CFR 3.81 (b)¹.

The petition is **GRANTED**.

Petitioner states that the correct assignee's name is Staib Instrumente GmbH, and that the failure to include the correct name of the assignee on the Fee(s) Transmittal form PTOL-85(b) was inadvertent. Accordingly, petitioner requests that a certificate of correction be issued to reflect the correct name of the assignee on the front page of the Letters Patent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

¹Any request for issuance of an application in the name of the assignee submitted after the date of the payment of the issue fee, and any request that a patent be corrected to state the name of assignee must:

- (A) state the assignment was submitted for recordation as set forth in 37 CFR §3.11 before issuance of the patent;
- (B) provide a request for a certificate of correction §1.323;
- (C) provide the fee set forth in 37 CFR §1.20 (a) and
- (D) provide the processing fee set forth in 37 CFR §1.17(i)

A petition under 37 CFR 1.183 was filed February 17, 2005 and dismissed in a decision mailed March 3, 2005 since the request was not accompanied by a certificate of correction.

Office assignment records however, reflect that Staib Instrumente GmbH is the assignee of record. Accordingly, as the request complies with the provisions of 37 CFR 3.81(b), it would be appropriate for a certificate of correction to issue.

Petitioner's deposit account no. 03-0075 was charged \$130.00 with the submission of the petition on February 17, 2005, pursuant to 37 CFR 1.17(i) and has now been charged \$100.00 for the certificate of correction.

Inquiries concerning this decision should be directed to the undersigned at (571) 272-3212. Any questions concerning the issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (703) 305-8309.

This file is being referred to the Certificates of Correction Branch for issuance of a certificate of correction.



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